

To: Isales, Daniel[Isales.Daniel@epa.gov]; O'Lone, Mary[olone.mary@epa.gov]; Covington, Jeryl[Covington.Jeryl@epa.gov]
From: Farrell, Ericka
Sent: Tue 9/27/2016 12:58:00 PM
Subject: RE: 11R-14-R4 Revised INVESTIGATION PLAN 09232016 mmo.docx

....

Thanks Dan. Jeryl had sent it to me. I started going through the archives to see if they had a Title VI coordinator listed on their old website.

Ericka Farrell

202-564-0717

From: Isales, Daniel
Sent: Monday, September 26, 2016 2:18 PM
To: Farrell, Ericka ; O'Lone, Mary ; Covington, Jeryl
Subject: RE: 11R-14-R4 Revised INVESTIGATION PLAN 09232016 mmo.docx

With respect to the Internet Archive, you can find it at:

<https://archive.org/web/>

Daniel L. Isales (3RC60)

United States Environmental Protection Agency, Region III

Environmental Science Center

701 Mapes Road

Fort Meade, Maryland 20755-5350

(410) 305-3016

Isales.daniel@epa.gov

From: Farrell, Ericka
Sent: Monday, September 26, 2016 11:04 AM
To: O'Lone, Mary <OLone.Mary@epa.gov>; Covington, Jeryl <Covington.Jeryl@epa.gov>; Isales, Daniel <Isales.Daniel@epa.gov>
Subject: RE: 11R-14-R4 Revised INVESTIGATION PLAN 09232016 mmo.docx

Good Morning Everyone,

I can check.

Mary I noticed in your letter in response to NCDEQ that you state that NCDEQ did not provide an avenue for the complainants to raise specific concerns about discrimination to NCDEQ through a grievance process.

NCDEQ currently have a Title VI contact on their website where people can file a complaint. Now how long they have had this in place is some questions we may want to ask.

Dan I remember you gave us a website to look at old websites. I can't find that website link can you resend to me? Thanks.

Mary

Ericka Farrell

202-564-0717

From: O'Lone, Mary
Sent: Monday, September 26, 2016 10:24 AM
To: Covington, Jeryl <Covington.Jeryl@epa.gov>; Isales, Daniel <Isales.Daniel@epa.gov>; Farrell, Ericka <Farrell.Ericka@epa.gov>
Subject: RE: 11R-14-R4 Revised INVESTIGATION PLAN 09232016 mmo.docx

Can you or Ericka check out whether we give the NC Ag Dept \$?

They may be more inclined to talk to us &/or give us stuff quicker if they are.

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Avenue, NW

Washington, DC 20460

(202) 564-4992

From: Covington, Jeryl
Sent: Monday, September 26, 2016 10:21 AM
To: O'Lone, Mary <OLone.Mary@epa.gov>; Isales, Daniel <Isales.Daniel@epa.gov>; Farrell, Ericka <Farrell.Ericka@epa.gov>
Subject: RE: 11R-14-R4 Revised INVESTIGATION PLAN 09232016 mmo.docx

Ex. 5 - Deliberative Process

The DEQ's regulations and permitting program refers to the State's ag standards which are related to the federal design and operations standards.

Ex. 5 - Deliberative Process

From: O'Lone, Mary

Sent: Monday, September 26, 2016 10:13 AM

To: Covington, Jeryl <Covington.Jeryl@epa.gov>; Isales, Daniel <Isales.Daniel@epa.gov>; Farrell, Ericka <Farrell.Ericka@epa.gov>

Subject: RE: 11R-14-R4 Revised INVESTIGATION PLAN 09232016 mmo.docx

You mean set up a separate interview with the NC Ag Dept.? Sounds like a good idea.

We could also send them an RFI at same time as one goes to NC DEQ (if we send it).

Do we give them any \$? I think you looked at one point, but I don't recall the answer.

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Avenue, NW

Washington, DC 20460

(202) 564-4992

From: Covington, Jeryl

Sent: Monday, September 26, 2016 9:41 AM

To: Isales, Daniel <Isales.Daniel@epa.gov>; O'Lone, Mary <OLone.Mary@epa.gov>; Farrell, Ericka <Farrell.Ericka@epa.gov>

Subject: 11R-14-R4 Revised INVESTIGATION PLAN 09232016 mmo.docx

I have provided a few quick comments to the IP.

In addition, since this permitting program receives input from the State's Agriculture Department, is there an opportunity to include an agent from this organization in the interview process? The standards for the operations of anaerobic lagoons are established by the US Department of Ag and implemented at the state level. The permitting activities refer to the State's ag standards.

To: Farrell, Ericka[Farrell.Ericka@epa.gov]; O'Lone, Mary[olone.mary@epa.gov]; Covington, Jeryl[Covington.Jeryl@epa.gov]
From: Isales, Daniel
Sent: Thur 9/29/2016 7:04:42 PM
Subject: RE: 11R-14-R4 REACH Complaint Translation
Dr Wing's Edited Transcript (dli edits 09292016).docx

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Ericka,

Thank you so much for providing that. Attached is a re-edited version of Dr. Wing's interview. Dr. Johnson's will be forthcoming. Thanks, Dan

Daniel L. Isales (3RC60)

United States Environmental Protection Agency, Region III

Environmental Science Center

701 Mapes Road

Fort Meade, Maryland 20755-5350

(410) 305-3016

Isales.daniel@epa.gov

From: Farrell, Ericka
Sent: Thursday, September 29, 2016 9:12 AM
To: O'Lone, Mary ; Isales, Daniel ; Covington, Jeryl
Subject: FW: 11R-14-R4 REACH Complaint Translation

Here is the email I sent the interns with the recordings from the conference line.

Ericka Farrell

202-564-0717

From: Farrell, Ericka
Sent: Thursday, June 09, 2016 1:19 PM
To: Adjei-Bohyen, Kwaku <adjei-bohyen.kwaku@epa.gov>; Lofthouse, Jeremy <lofthouse.jeremy@epa.gov>
Cc: Stein, Jonathan <Stein.Jonathan@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>; Bachle, Laura <Bachle.Laura@epa.gov>; Covington, Jeryl <Covington.Jeryl@epa.gov>
Subject: 11R-14-R4 REACH Complaint Translation

Good Afternoon Jeremy and Kwaku,

I have an assignment that needs to be completed as quickly as possible. I need you both to listen to the recordings of two interviews and review the transcripts that was submitted and make corrections as needed. There are numerous errors so we would like to get your fresh ears to review the transcription and correct them. If you have trouble or any questions with any of the recording or transcript please see me or Jeryl.

Jeremy you will review Dr. Jill Johnston interview and recording. The recording for Dr. Johnston is labeled with the date 05 11 2016.

Kwaku you will review Dr. Steve Wing interview and recording. The recording for Dr. Wing is labeled 06 07 2017.

I have attached the interviews and recordings.

Thank you.

Ericka

To: Wooden-Aguilar, Helena[Wooden-Aguilar.Helena@epa.gov]
From: O'Lone, Mary
Sent: Mon 12/1/2014 1:19:11 PM
Subject: Re: Staff-Level Meetings - Advance Notice and Post-Meeting Highlights & REACH allegation note

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>>>>>

What happened after I left. It seems all nutty.

There seems to be some basic misunderstanding on her part about the DOJ meeting we had and the ones we plan to have.

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Ave., NW

Washington, DC 20460

(202) 564-4992

From: Wooden-Aguilar, Helena
Sent: Tuesday, November 25, 2014 9:24 PM
To: O'Lone, Mary
Cc: Rhodes, Julia
Subject: Re: Staff-Level Meetings - Advance Notice and Post-Meeting Highlights & REACH allegation note
Thx Mary.

I will be sure to type up basic notes as she shared it with Gwen and John Reeder.

Helena Wooden-Aguilar
Assistant Director
External Civil Rights - US EPA
202-564-0792 (office)

Ex. 6 - Personal Privacy

wooden-aguilar.helena@epa.gov

On Nov 25, 2014, at 9:45 AM, "O'Lone, Mary" <OLone.Mary@epa.gov> wrote:

just noting that all she wants is highlights.

which is a good thing - won't have to be typing up copious notes.

short and sweet.

Ex. 5 - Attorney Client

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Ave., NW

Washington, DC 20460

(202) 564-4992

From: Wooden-Aguilar, Helena

Sent: Tuesday, November 25, 2014 8:15 AM

To: Rhodes, Julia; O'Lone, Mary

Subject: Fwd: Staff-Level Meetings - Advance Notice and Post-Meeting Highlights

Helena Wooden-Aguilar

Assistant Director

External Civil Rights - US EPA

202-564-0792 (office)

Ex. 6 - Personal Privacy

wooden-aguilar.helena@epa.gov

Begin forwarded message:

From: "Golightly-Howell, Velveta" <Golightly-Howell.Velveta@epa.gov>

Date: November 25, 2014 at 8:08:58 AM EST

To: "Wooden-Aguilar, Helena" <Wooden-Aguilar.Helena@epa.gov>

Subject: Staff-Level Meetings - Advance Notice and Post-Meeting Highlights

Good morning Helena. I hope that yours is starting well.

Ex. 5 - Deliberative Process

Ex. 5 - Deliberative Process

Do not hesitate to contact me w/any questions. Thanks.

Velveta

Cc: Rhodes, Julia[Rhodes.Julia@epa.gov]
To: Wooden-Aguilar, Helena[Wooden-Aguilar.Helena@epa.gov]
From: O'Lone, Mary
Sent: Mon 1/5/2015 9:09:00 PM
Subject: Re: Amendment to the ealier email about Another Avi question -- need response quickly

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>>>>>

thx. I am going with the sentence.

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Ave., NW

Washington, DC 20460

(202) 564-4992

From: Wooden-Aguilar, Helena
Sent: Monday, January 5, 2015 3:21 PM
To: O'Lone, Mary
Cc: Rhodes, Julia
Subject: RE: Amendment to the ealier email about Another Avi question -- need response quickly
Agree with the sentence.

From: O'Lone, Mary
Sent: Monday, January 05, 2015 2:23 PM
To: Wooden-Aguilar, Helena
Cc: Rhodes, Julia
Subject: Amendment to the ealier email about Another Avi question -- need response quickly

After talking with Julia - I want to make clear I am not asking you to do the exercise of a specific count, just give me a general sense.

Now rather than you drafting a sentence - how does this sentence sound to you? Is it accurate from your perspective?

EPA's record in meeting the regulatory deadlines has not improved in any significant way since the Rosemere decision.

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Ave., NW

Washington, DC 20460

(202) 564-4992

From: O'Lone, Mary

Sent: Monday, January 5, 2015 1:58 PM

To: Wooden-Aguilar, Helena

Cc: Rhodes, Julia

Subject: Another Avi question -- need response quickly

Ex. 5 - Atty Client/Deliberative Process

Thanks.

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Ave., NW

Washington, DC 20460

(202) 564-4992

To: Wooden-Aguilar, Helena[Wooden-Aguilar.Helena@epa.gov]
Cc: Rhodes, Julia[Rhodes.Julia@epa.gov]
From: O'Lone, Mary
Sent: Tue 1/13/2015 2:08:28 PM
Subject: RE: For Legal Review- DRAFT REACHDesk Statement

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I only raise the pinpointing again b/c Nancy thought it would be important to explain upfront. In thinking about it this morning, I was wondering if maybe we explain it to NC DENR in their letter. What do you all think?

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Avenue, NW

Washington, DC 20460

(202) 564-4992

From: Wooden-Aguilar, Helena
Sent: Monday, January 12, 2015 6:03 PM
To: O'Lone, Mary
Cc: Rhodes, Julia
Subject: Re: For Legal Review- DRAFT REACHDesk Statement

Our thought was those could be in the internal q/a's (which are coming).

Helena Wooden-Aguilar

Assistant Director

External Civil Rights - US EPA

202-564-0792 (office)

Ex. 6 - Personal Privacy

wooden-aguilar.helena@epa.gov

On Jan 12, 2015, at 5:40 PM, "O'Lone, Mary" <OLone.Mary@epa.gov> wrote:

What about the ADR statement & the pin pointing one?

I thought ADR was part of the basic message. Also, R4 (and maybe Lilian, can't recall right now) thought that explaining something about how pinpointing works was important.

But maybe pinpointing is better handled in the Q & A.

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Ave., NW

Washington, DC 20460

(202) 564-4992

From: Wooden-Aguilar, Helena
Sent: Monday, January 12, 2015 4:45 PM
To: Rhodes, Julia; O'Lone, Mary
Subject: Fwd: For Legal Review- DRAFT REACHDesk Statement

We have revised according to your comments. Let's us know your thoughts.

Thanks,

Helena

Helena Wooden-Aguilar

Assistant Director

External Civil Rights - US EPA

202-564-0792 (office)

Ex. 6 - Personal Privacy

wooden-aguilar.helena@epa.gov

Begin forwarded message:

From: "Covington, Jeryl" <Covington.Jeryl@epa.gov>
Date: January 12, 2015 at 3:12:01 PM EST
To: "Wooden-Aguilar, Helena" <Wooden-Aguilar.Helena@epa.gov>
Subject: **DRAFT REACH DENR Desk Statement 011215.docx**

Attached is the draft desk statement for Earthjustice/REACH. Most of the previously contained text will be included in the FAQs.

To: Wooden-Aguilar, Helena[Wooden-Aguilar.Helena@epa.gov]
From: O'Lone, Mary
Sent: Fri 1/30/2015 6:14:32 PM
Subject: RE: REACH Scoping Plan

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Patrick took longer than thought. Am picking up his now & will get you consolidated comments ASAP. Dayna said she isn't going to look at comments this weekend – that she will pick them up Monday.

Also, I sent same email I just sent you on CAFO study to Daria et al. as FYI.

I just didn't want them on any internal email chains if any started in response to what I sent.

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Avenue, NW

Washington, DC 20460

(202) 564-4992

From: Wooden-Aguilar, Helena
Sent: Friday, January 30, 2015 11:33 AM
To: O'Lone, Mary
Subject: RE: REACH Scoping Plan

I agree. I think that makes sense.

Lilian wants me to combine mine with her's so your idea below is a good one.

From: O'Lone, Mary
Sent: Friday, January 30, 2015 9:11 AM
To: Wooden-Aguilar, Helena
Subject: RE: REACH Scoping Plan

I started last night. Now Patrick is looking at my initial comments this morning while I focus on **Ex. 5 - Deliberative Process** then he is going to send me his around 11ish. Then I am going through it after him so we have a combined set of comments.

When do you think you'd get to looking at it? I think it would be faster for you & Dayna if you

added to ours.

That way you can agree with ours or not, but you don't have to think them up & write them up unless they are about something we missed. What do you think? I would commit to get them to you by say 2.

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Avenue, NW

Washington, DC 20460

(202) 564-4992

From: Wooden-Aguilar, Helena

Sent: Friday, January 30, 2015 7:36 AM

To: Golightly-Howell, Velveta

Cc: Rhodes, Julia; O'Lone, Mary; Chang, Patrick; Packard, Elise; Matthew, Dayna

Subject: Re: REACH Scoping Plan

Velveta

Yesterday I was able to join Dayna and CRPG on the phone. I intend to submit my edits via track changes by cob today. I will touch base with Lilian today and appreciate the opportunity to opine on the draft.

Helena

Helena Wooden-Aguilar

Assistant Director

External Civil Rights - US EPA

202-564-0792 (office)

Ex. 6 - Personal Privacy

wooden-aguilar.helena@epa.gov

On Jan 29, 2015, at 8:00 AM, "Golightly-Howell, Velveta" <Golightly-Howell.Velveta@epa.gov> wrote:

Thanks Julia. See you soon. Have a great day everybody! Velveta

From: Rhodes, Julia
Sent: Thursday, January 29, 2015 8:00 AM
To: Golightly-Howell, Velveta; Matthew, Dayna
Cc: O'Lone, Mary; Chang, Patrick; Wooden-Aguilar, Helena; Packard, Elise
Subject: RE: REACH Scoping Plan

Understood. My intent was to convey that I thought that we could meet Gwen's deadline.

Julia Rhodes

Assistant General Counsel for the Civil Rights Practice Group

Civil Rights and Finance Law Office

Office of General Counsel

Environmental Protection Agency

1200 Pennsylvania Avenue, NW, 2399A

Washington, DC 20460

Phone: 202.564.1417

From: Golightly-Howell, Velveta
Sent: Wednesday, January 28, 2015 9:26 PM
To: Rhodes, Julia; Matthew, Dayna
Cc: O'Lone, Mary; Chang, Patrick; Wooden-Aguilar, Helena; Packard, Elise
Subject: REACH Scoping Plan

Hi Julia. Thank you. Gwen has requested the submission by the 6th so we'll need to nail it down before then. Velveta

From: Rhodes, Julia
Sent: Wednesday, January 28, 2015 4:53:10 PM
To: Matthew, Dayna
Cc: Golightly-Howell, Velveta; O'Lone, Mary; Chang, Patrick; Wooden-Aguilar, Helena; Packard, Elise
Subject: RE: REACH

Hi Dayna,

I am fine with your taking the initial shot at combining the two documents.

Although Mary remains the staff member assigned to REACH, I have asked Mary and Patrick to take point on evaluating the draft 90 day plan document that Velveta alerted me to this morning because it has broader implications than just REACH.

My team will do our best to meet your time constraints. As you may imagine, something like the management plan will require staff in this office to brief those higher in the OGC food chain than I for an official OGC agreement. So, it is unlikely that we will have an official OGC position prior to your weekly meeting with Gwen on Tuesday, although we should be able to get you an answer by Friday, February 6.

Julia Rhodes

Assistant General Counsel for the Civil Rights Practice Group

Civil Rights and Finance Law Office

Office of General Counsel

Environmental Protection Agency

1200 Pennsylvania Avenue, NW, 2399A

Washington, DC 20460

Phone: 202.564.1417

From: Matthew, Dayna

Sent: Wednesday, January 28, 2015 4:24 PM

To: Rhodes, Julia

Cc: Golightly-Howell, Velveta

Subject: REACH

Hi Julia,

Today Gwen asked me to work with OGC to merge the Proposed Case Management Timeline you prepared for the investigation in this case, with a 90-day case management plan I prepared for the short term strategy. Would you let me know, please, who you'd like me to work with on this? The catch, of course, is that Gwen gave us a due date for this of (ahem) next Friday.

In terms of process, I could take a shot at combining the two timelines and send it to you for your review as a starting point for our discussion. If you think another

approach would be better please do let me know. As the new guy on the block I'm absolutely open!

My calendar is pretty open tomorrow but I'm out on Friday; it would be great if someone had time to meet with me tomorrow if at all possible.

Thanks so much!

Dayna

Dayna Bowen Matthew

Senior Advisor to Director Office of Civil Rights

Environmental Protection Agency

1200 Pennsylvania Avenue, NW

Room 2524B

Washington, D.C. 20460

Tel: 202-564-9621

To: Wooden-Aguilar, Helena[Wooden-Aguilar.Helena@epa.gov]
From: O'Lone, Mary
Sent: Mon 2/9/2015 7:39:28 PM
Subject: Re: Action Items for OCR on a variety of things

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>>>>>

Adding to the REACH list that someone check to see if USDA gave financial assistance to NC DENR. haven't heard anything from either Ericka or Jeryl that either one is looking into it or will look into it

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Ave., NW

Washington, DC 20460

(202) 564-4992

From: O'Lone, Mary
Sent: Monday, February 9, 2015 10:01 AM
To: Wooden-Aguilar, Helena
Subject: Action Items for OCR on a variety of things
Helena-

I sent a barrage of emails last week that had requests for OCR to do some miscellaneous (but important) items. I am pulling them together in one email for you to make it easier.

Ex. 5 - Atty Client/ Deliberative Process

Ex. 5 - Atty Client/ Deliberative Process

Hope this helps, Thanks, Mary

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Ave., NW

Washington, DC 20460

(202) 564-4992

To: Wooden-Aguilar, Helena[Wooden-Aguilar.Helena@epa.gov]
From: O'Lone, Mary
Sent: Mon 2/9/2015 8:23:40 PM
Subject: Re: Assignment - REACH

.....
thanks

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Ave., NW

Washington, DC 20460

(202) 564-4992

From: Wooden-Aguilar, Helena
Sent: Monday, February 9, 2015 3:20 PM
To: Farrell, Ericka; Covington, Jeryl
Cc: O'Lone, Mary
Subject: Assignment - REACH
Ericka-

I need you to please work with the law clerks and upload relevant materials to the REACH SharePoint site that Mary. Regarding relevant materials, I believe all the items that Mary copied into a REACH folder on the OCR shared drive should be it. Please have this done by **February 11, 2015**. I have copied Mary in case I have misunderstood.

Also, I need you and Jeryl to check and see if NC DENR gets financial assistance from USDA (or anyone else). Please have this information to me, with a cc to Mary, by **February 10, 2015, COB**.

Appreciate your help.

Helena

Helena Wooden-Aguilar

Assistant Director

External Civil Rights – US EPA

202-564-0792 (office)

Ex. 6 - Personal Privacy

wooden-aguilar.helena@epa.gov

Cc: Covington, Jeryl[Covington.Jeryl@epa.gov]; Farrell, Ericka[Farrell.Ericka@epa.gov]; Rhodes, Julia[Rhodes.Julia@epa.gov]
To: Wooden-Aguilar, Helena[Wooden-Aguilar.Helena@epa.gov]
From: O'Lone, Mary
Sent: Wed 2/11/2015 11:22:17 PM
Subject: REACH & question of ongoing related litigation. None found.

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>>>>>>>

Confirmation from OGC's law librarian that as far as we can tell, there is no currently ongoing litigation related to the allegations raised in the REACH complaint.

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Ave., NW

Washington, DC 20460

(202) 564-4992

From: Turley, Jennifer
Sent: Wednesday, February 11, 2015 3:45 PM
To: O'Lone, Mary
Subject: RE: Would you be able to research something for me please?
Hi Mary,

I searched CourtLink, and still could not locate any current litigation. I also spoke with our Lexis representative, and she also could not locate any current litigation.

Please let me know if you have any questions, or need anything else.

Thanks,

Jennifer

Jennifer Turley

Law Librarian

ASRC Primus (Contractor)

OGC Law Library

US EPA Headquarters, Washington, DC

202-564-3972

turley.jennifer@epa.gov

Tell us how we're doing - rate our customer service!

<http://www.surveymonkey.com/s/epalibsurvey>

From: O'Lone, Mary

Sent: Tuesday, February 10, 2015 4:21 PM

To: Turley, Jennifer

Subject: RE: Would you be able to research something for me please?

Thanks so much for your help.

That complaint you found is why I am asking whether there is any litigation out there. I look forward to your email.

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Avenue, NW

Washington, DC 20460

(202) 564-4992

From: Turley, Jennifer

Sent: Tuesday, February 10, 2015 4:04 PM

To: O'Lone, Mary

Subject: RE: Would you be able to research something for me please?

Hi Mary,

I conducted a few searches in Lexis Advance, but didn't find any current litigation. I will conduct a few more searches tomorrow to verify more findings.

I did find a complaint filed by EARTHJUSTICE in September 2014 on the internet.

<http://earthjustice.org/sites/default/files/files/North-Carolina-EJ-Network-et-al-Complaint-under-Title-VI.pdf>

Please let me know if you have any other questions.

Thanks,

Jennifer

Jennifer Turley

Law Librarian

ASRC Primus (Contractor)

OGC Law Library

US EPA Headquarters, Washington, DC

202-564-3972

turley.jennifer@epa.gov

Tell us how we're doing - rate our customer service!

<http://www.surveymonkey.com/s/epalibsurvey>

From: O'Lone, Mary

Sent: Tuesday, February 10, 2015 2:59 PM

To: Turley, Jennifer

Subject: Would you be able to research something for me please?

Jennifer-

I am trying to figure out if there is any current litigation alleging that North Carolina's Department of Environment and Natural Resources General Permit Program for swine operations discriminates based on race, color, or national origin. I am interested in litigation brought under any type of authority (e.g., state statute, federal civil rights statutes, equal protection clause of the Constitution).

Would you be able to do a search like that? I do not trust my legal research skills anymore.

Thanks, Mary

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Avenue, NW

Washington, DC 20460

(202) 564-4992

Cc: Covington, Jeryl[Covington.Jeryl@epa.gov]
To: Wooden-Aguilar, Helena[Wooden-Aguilar.Helena@epa.gov]; Rhodes, Julia[Rhodes.Julia@epa.gov]
From: O'Lone, Mary
Sent: Thur 1/8/2015 9:17:52 PM
Subject: Re: For Legal Review - Draft Reactive Desk Statement (REACH)
DRAFT REACH-DENR Desk Statement 010815 mmo.docx

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>>>>>

My comments & additions.

Julia you may want to take a look at my pin point paragraph. I think it probably needs some wordsmithing.

Also, I don't know where it fits in the various documents you are preparing, but Nancy T. wanted to make sure there was one person in HQ to whom inquiries that came into the Region were to be forwarded to. She anticipates that the Region will get calls & wants to make sure everyone knows to whom they should refer the calls too. I don't know if that is Velveta & Lilian -- or someone in in OPA.

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Ave., NW

Washington, DC 20460

(202) 564-4992

From: Wooden-Aguilar, Helena
Sent: Thursday, January 8, 2015 2:21 PM
To: O'Lone, Mary; Rhodes, Julia
Cc: Covington, Jeryl; Wooden-Aguilar, Helena
Subject: For Legal Review - Draft Reactive Desk Statement (REACH)
Mary,

Jeryl has drafted, and I have reviewed, the attached draft reactive desk statement. The purpose of this document will be when media outlets contact EPA about this case, the press office will use this for messaging.

We would appreciate your thoughts and I wanted to add if you thought we should add a

sentence about not commenting on open investigations.

We are working on the comm plan.

Thanks,

Helena

Helena Wooden-Aguilar

Assistant Director

External Civil Rights – US EPA

202-564-0792 (office)

Ex. 6 - Personal Privacy

wooden-aguilar.helena@epa.gov

To: O'Lone, Mary[o'lonemary@epa.gov]
From: Jones, Kim A
Sent: Wed 3/25/2015 5:06:34 PM
Subject: RE: REACH - An Assistance Request

James Giattina is the Water Division Director.

From: O'Lone, Mary
Sent: Wednesday, March 25, 2015 12:59 PM
To: Jones, Kim A
Subject: Fw: REACH - An Assistance Request

FYI. It is because of Ken's email below that I figured Andrea was perhaps the R4 water program contact & Naima was in charge of overseeing Region 4's assistance.

Thanks, Mary

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Ave., NW

Washington, DC 20460

(202) 564-4992

From: Lapierre, Kenneth
Sent: Thursday, February 26, 2015 10:57 AM
To: Golightly-Howell, Velveta
Cc: KeyesFleming, Gwendolyn; Reeder, John; Packard, Elise; Rhodes, Julia; O'Lone, Mary; Wooden-Aguilar, Helena; Dorka, Lilian; Matthew, Dayna; Colaizzi, Jennifer C.; Tommelleo, Nancy; Giattina, James; HALIM-CHESTNUT, NAIMA; Tellis, Vickie; Zimmer, Andrea; Tennessee, Denise; Heard, Anne
Subject: RE: REACH - An Assistance Request

Hi Velveta,

Thanks for the phone call the other day. It was very helpful. Here are the Region 4 contacts that you requested. If you have other needs or requests in support of this, please let me know. Thanks—Ken

Title VI Contact: Naima Halim-Chestnut

R4 CAFO Technical Contact: Andrea Zimmer

R4 Community Contact: Denise Tennessee – Denise has expertise with NC communities and understands Ag issues.

Kenneth R. Lapierre

Assistant Regional Administrator

U.S. EPA Region 4

(404) 562-8570



February is Black History Observance Month.

A Century of Black Life, History, and Culture.

From: Golightly-Howell, Velveta
Sent: Friday, February 20, 2015 6:10 PM
To: Lapierre, Kenneth
Cc: KeyesFleming, Gwendolyn; Reeder, John; Packard, Elise; Rhodes, Julia; O'Lone, Mary; Wooden-Aguilar, Helena; Dorka, Lilian; Matthew, Dayna; Colaizzi, Jennifer C.
Subject: REACH - An Assistance Request
Importance: High

Hi Ken. Attached are the final OCR letters accepting for investigation one allegation and requesting clarification on another made in the Title VI complaint filed in September 2014 by Earthjustice regarding alleged discrimination related to swine feeding operations in North Carolina. Specifically, OCR will investigate whether:

- North Carolina DENR's regulation of swine feeding operations discriminates against African Americans, Latinos, and Native Americans on the basis of race and national origin in neighboring communities and violates Title VI and EPA's implementing regulations.

To assist OCR in its investigation, which is on a tight timeframe, I ask that you please provide OCR with a Title VI point of contact to assist in developing and implementing the Preliminary Case Management Plan for this investigation. Ideally, the Title VI contact should have the ability to quickly marshal the appropriate technical expertise within your office to assist in investigatory tasks (e.g., review studies, assist in analysis). At this early stage, we do not know specifically what technical assistance we may need, but appreciate your willingness to help.

Also, OCR would like to also be able to tap into existing EPA expertise in CAFO issues and experience in working with NC DENR. We are looking for program staff who have the background and experience to assist us as we navigate what we anticipate will be controversial and potentially high profile issues. If you would please provide us with a CAFO contact and someone experienced in working with NC DENR that we could consult with on an as needed basis on sensitive issues, it would be most appreciated.

We have set up a SharePoint site containing copies of the complaint and other relevant materials. We are prepared to organize briefings or provide background and assistance to any program staff who will be involved in the project. Please email Helena Wooden-Aguilar of my staff and Mary O'Lone of OGC the names of your Title VI and your CAFO contacts and your staff with experience working with NC DENR. Mary will grant them access to the SharePoint site and Helena will schedule any requested briefings or meetings.

Also, please refer any press inquiries directly to Jennifer Colaizzi in OPA (202-564-7776). Jennifer is prepared to field all inquiries.

Velveta

Velveta Golightly-Howell

Director, Office of Civil Rights

Environmental Protection Agency

1200 Pennsylvania Avenue, N.W.

Mail Code 1201A

Washington, DC 20460

202-564-6685

To: Isales, Daniel[Isales.Daniel@epa.gov]
From: O'Lone, Mary
Sent: Thur 2/19/2015 4:22:54 PM
Subject: FW: REACH acceptance letters & draft preliminary case management plan.
REACH 11R-14-R4 Earthjustice Acceptance Letter - Final Draft.doc
REACH 11R-14-R4 NC DENR Acceptance Letter - Final Draft.doc
REACH prelim case management plan 2.19.15.docx

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Avenue, NW

Washington, DC 20460

(202) 564-4992

From: O'Lone, Mary
Sent: Thursday, February 19, 2015 11:09 AM
To: Golightly-Howell, Velveta
Cc: Wooden-Aguilar, Helena; Rhodes, Julia; Dorka, Lilian; Matthew, Dayna; Moffa, Anthony; Packard, Elise
Subject: REACH acceptance letters & draft preliminary case management plan.

Velveta-

I think the version of the letter that you circulated to Ken, etc. last night is an early draft. It looks like it might have been dated sometime in September. Perhaps Gwen only got hard copies of the draft letter after that date which is why she recirculated an old version.

Since that time, we've incorporated new language based on comments brought back to us from Avi & Ethan's meetings & shared drafts with OCR, Avi, Ethan, etc. that include language re:

- acceptance of a complaint for investigation means that the complaint has met these four criteria. It does not constitute an assessment as to the veracity of the allegations or represent a conclusion as to whether any Title

violation has occurred.

- More discussion of ADR

- Your request that we get rid of all the internal ccs & that Earthjustice get its own letter

- And lists Helena rather than Ericka as the OCR contact

These are the clean versions of the last draft that Avi shared.

I have also included the current version of the REACH action plan.

Thanks, Mary

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Avenue, NW

Washington, DC 20460

(202) 564-4992

To: Wooden-Aguilar, Helena[Wooden-Aguilar.Helena@epa.gov]; Rhodes, Julia[Rhodes.Julia@epa.gov]
Cc: Farrell, Ericka[Farrell.Ericka@epa.gov]; Covington, Jeryl[Covington.Jeryl@epa.gov]
From: O'Lone, Mary
Sent: Thur 9/18/2014 4:07:54 PM
Subject: RE: For Legal Review - JR for EPA File No. 11R-14-R4 (REACH)
2014 09 15 REACH 11R-14-R4 Acceptance Letter edited mmo.doc

;;;
Helena-

Here are my comments & Julia has reviewed them.

Also, I'd like to speak with you about the deletion of the map if you haven't already responded to the email making the request. Thanks, Mary

Mary O'Lone

Civil Rights and Finance Law Office

Office of General Counsel

US EPA

1200 Pennsylvania Avenue, NW

Washington, DC 20460

(202) 564-4992

From: Wooden-Aguilar, Helena
Sent: Tuesday, September 16, 2014 11:34 AM
To: Rhodes, Julia
Cc: O'Lone, Mary; Farrell, Ericka; Covington, Jeryl; Wooden-Aguilar, Helena
Subject: For Legal Review - JR for EPA File No. 11R-14-R4 (REACH)

Julia-

Enclosed is the program's draft JR letter for both the complainant and recipients. I have attached a copy of the complaint as an FYI. I would like to have a draft letter to Velveta (who has been asked to share a draft with our upper management) by day 15 of our process. Day 15 puts us around next week (next Friday) I believe. So your thoughts are appreciated. Ericka and Jeryl are the poc's on this case.

Thanks,

Helena

Helena Wooden-Aguilar

Assistant Director

External Civil Rights – US EPA

202-564-0792 (office)

Ex. 6 - Personal Privacy

wooden-aguilar.helena@epa.gov